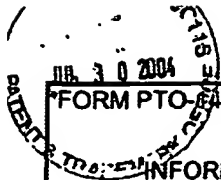


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Application No. <u>09894042</u>	Prepared by <u>MRUSTIA</u>	Tracking Number <u>06003959</u>	
Examiner-GAU <u>CALVERT - 3761</u>	Date <u>10-10-04</u>	Week Date <u>08-30-04</u>	
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JACKET			
a. Serial No.	f. Foreign Priority	k. Print Claim(s)	p. PTO-1449
b. Applicant(s)	g. Disclaimer	l. Print Fig.	q. PTOL-85b
c. Continuing Data	h. Microfiche Appendix	m. Searched Column	r. Abstract
d. PCT	i. Title	n. PTO-270/328	s. Sheets/Figs
e. Domestic Priority	j. Claims Allowed	o. PTO-892	t. Other

[illegible]

**EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP §609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.



FORM PTO-6149

Sheet 1 of 1

INFORMATION DISCLOSURE CITATION  
IN AN APPLICATION

(Use several sheets if necessary)

Docket Number (Optional)

460.2125USU

Application Number

09/894,042

Applicant

Jackson, D.

Filing Date

June 28, 2001

Group Art Unit

3761

U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO

OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)

	Playtex Products, Inc. v. Proctor & Gamble Co. and Proctor & Gamble Distributing Co., Appeal from the US District Court for the Southern District of Ohio in Case No. 02-CV-00391, District Judge Thomas M. Rose, Non-Confidential Joint Appendix, June 9, 2004.
	Playtex Products, Inc. v. Proctor & Gamble Co. and Proctor & Gamble Distributing Co., Appeal from the US District Court for the Southern District of Ohio in Case No. 02-CV-00391, District Judge Thomas M. Rose, Non-Confidential Reply Brief of Appellant, May 28, 2004.
	Playtex Products, Inc. v. Proctor & Gamble Co. and Proctor & Gamble Distributing Co., Appeal from the US District Court for the Southern District of Ohio in Case No. 02-CV-00391 Judge Thomas M. Rose, Non-Confidential Brief for Defendants-Appellees the Proctor & Gamble Company and the Proctor & Gamble Distributing Company, May 12, 2004.
	Playtex Products, Inc. v. Proctor & Gamble Co. and Proctor & Gamble Distributing Co., Appeal from the US District Court for the Southern District of Ohio in Case No. 02-CV-00391, District Judge Thomas M. Rose, Non-Confidential Brief of Appellant, April 2, 2004.

EXAMINER

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FORM PTO-449

INFORMATION DISCLOSURE CITATION  
IN AN APPLICATION

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Docket Number (Optional)

460.2125USU

Application Number

09/894,042

Applicant

Jackson, D.

Filing Date

June 28, 2001

Group Art Unit

3761

## U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO

## OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, Etc.)

	Rebuttal Expert Report of Mario A. Turchi, December 27, 2002
	Rebuttal Expert Report of Mario A. Turchi, Defendant's Exhibit 40, April 2, 2003.
	Expert Report of G.A.M. Butterworth, November 22, 2002.
	Rebuttal Expert Report of G.A.M. Butterworth, January 19, 2003.
	Expert Report of James Moller, Ph.D., P.E., November 26, 2002.

EXAMINER

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INFORMATION DISCLOSURE CITATION  
IN AN APPLICATION

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460.2125USU

09/894,042

**Jackson, D.**

### Group Art Unit

**June 28, 2001**

3761

## U. S. PATENT DOCUMENTS

[illegible]

## FOREIGN PATENT DOCUMENTS

[illegible]

**OTHER DOCUMENTS** (including Author, Title, Date, Pertinent Pages, Etc.)

✓	Rebuttal Expert Report of Mario A. Turchi ✓
✓	Rebuttal Expert Report of Mario A. Turchi, Defendant's Exhibit 40, 4/2/03
✓	Expert Report of G.A.M. Butterworth
✓	Rebuttal Expert Report of G.A.M. Butterworth ✓
✓	Expert Report of James Moller, Ph.D., P.E. ✓

DATE CONSIDERED

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## INFORMATION DISCLOSURE CITATION IN AN APPLICATION

3761

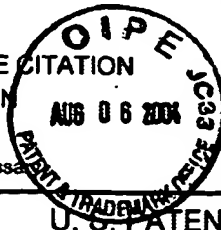
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FORM PTO-1449

**INFORMATION DISCLOSURE CITATION  
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Docket Number (Optional)

460.2125USU

Application Number

09/894,042

Applicant

Jackson, D.

Filing Date

June 28, 2001

Group Art Unit

3761

**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

**FOREIGN PATENT DOCUMENTS**

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO

**OTHER DOCUMENTS** (including Author, Title, Date, Pertinent Pages, Etc.)

	Playtex Products, Inc. v. Proctor & Gamble Distributing Co. et al., District Judge Thomas M. Rose, Supplemental Expert Report of G.A.M. Butterworth, Case No. C-1-02-391, August 20, 2003.
	Playtex Products, Inc. v. Proctor & Gamble Distributing Co. et al., District Judge Thomas M. Rose, Supplemental Report of James C. Moller, Ph.D., P.E., Case No. C-1-02-391, August 15, 2003.

EXAMINER

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